



RULE-MAKING ORDER

CR-103P (May 2009)
(Implements RCW 34.05.360)

Agency: Public Disclosure Commission

Permanent Rule Only

Effective date of rule:

Permanent Rules

31 days after filing.

Other (specify) _____ (If less than 31 days after filing, a specific finding under RCW 34.05.380(3) is required and should be stated below)

Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?

Yes No If Yes, explain:

Purpose: Differentiate citizen action notices referred by the attorney general or prosecuting attorney solely for investigation from complaints filed with the commission and clarify the commission's limited investigatory role when a citizen action notice is referred. Update enforcement procedural rules to make consistent with the state's model administrative procedures and recent public records case law, modernize time period calculations for requests of reconsideration of decisions. Make consistent the terms "day" and "business day" throughout chapter 390-37 WAC. Simplify and enhance the penalty schedule used for brief adjudicative proceedings by consolidating five current schedules into one and inserting penalty amounts for additional violations that may be heard in a brief adjudicative proceeding.

Citation of existing rules affected by this order:

Repealed: WACs 390-37-155, 390-37-160, 390-37-165, 390-37-170, and 390-37-175

Amended: WACs 390-37-041, 390-37-050, 390-37-060, 390-37-100, 390-37-105, 390-37-132, 390-37-142, 390-37-144, and 390-37-150

Suspended:

Statutory authority for adoption: RCWs 42.17A.110

Other authority :

PERMANENT RULE (Including Expedited Rule Making)

Adopted under notice filed as WSR 16-22-055 on October 31, 2016 (date).

Describe any changes other than editing from proposed to adopted version:

If a preliminary cost-benefit analysis was prepared under RCW 34.05.328, a final cost-benefit analysis is available by contacting:

Name: _____ phone () _____

Address: _____ fax () _____

e-mail _____

Date adopted: December 8, 2016

NAME (TYPE OR PRINT)
JANA GREER

SIGNATURE

TITLE

EXECUTIVE ASSISTANT

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: January 04, 2017

TIME: 3:11 PM

WSR 17-03-004

(COMPLETE REVERSE SIDE)

**Note: If any category is left blank, it will be calculated as zero.
No descriptive text.**

**Count by whole WAC sections only, from the WAC number through the history note.
A section may be counted in more than one category.**

The number of sections adopted in order to comply with:

Federal statute:	New	_____	Amended	_____	Repealed	_____
Federal rules or standards:	New	_____	Amended	_____	Repealed	_____
Recently enacted state statutes:	New	_____	Amended	_____	Repealed	_____

The number of sections adopted at the request of a nongovernmental entity:

New	_____	Amended	<u>1</u>	Repealed	_____
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The number of sections adopted in the agency's own initiative:

New	_____	Amended	<u>1</u>	Repealed	_____
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The number of sections adopted in order to clarify, streamline, or reform agency procedures:

New	_____	Amended	_____	Repealed	_____
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The number of sections adopted using:

Negotiated rule making:	New	_____	Amended	_____	Repealed	_____
Pilot rule making:	New	_____	Amended	_____	Repealed	_____
Other alternative rule making:	New	_____	Amended	_____	Repealed	_____